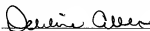


**CERTIFICATE OF MAILING OR TRANSMISSION**  
**37 C.F.R. § 1.8**

Pursuant to 37 C.F.R. § 1.8, I hereby certify that I have information and a reasonable basis for belief that this paper will be filed with the United States Patent and Trademark Office via the USPTO electronic filing system (EFS) on February 2, 2009.

  
Signature

2-2-09  
Date

**PATENT**  
**016295.1506**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	§	
	§	
Golasky, et al.	§	Group Art Unit: 2616
	§	
Application Serial No.: 10/731,222	§	Confirmation No.: 4594
	§	
Filed: December 9, 2003	§	Examiner: Nguyen, Toan D.
	§	
For: Identifying Host Computers at a	§	
Physical Layer	§	

**RESPONSE TO NON-COMPLIANT AMENDMENT AND REPLACEMENT RESPONSE  
TO NON-FINAL OFFICE ACTION MAILED OCTOBER 6, 2008**

In response to the Non-Compliant Amendment, Applicants respectfully submit this Replacement Response to Non-Final Office Action mailed October 6, 2008, Applicants submit the following remarks and amendments set forth below and request favorable action thereon. The amendments are formatted and presented in accordance with the Revised Format for Amendments promulgated earlier in 2003 by the U.S. Patent and Trademark Office. The Response to Non-Compliant Amendment is due one month or 30 days whichever is longer, therefore, the shortened statutory period for reply is due March 1, 2009, therefore, Applicants respectfully request that this Replacement Response be considered timely filed.

Applicants hereby authorize and instruct the U.S. Patent and Trademark Office to charge Deposit Account No. 02-0383 (matter 016295.1506) for any additional charges necessary

for the filing of this response. Applicants believe that no fees are due in conjunction with the filing of this Response. Should the Commissioner deem that an extension of time is required and additional fees are due, Applicants respectfully request that the Commissioner accept this as a Petition therefor, and direct that any additional fees be charged to Baker Botts L.L.P. Deposit Account No. 02-0383, Order Number 016295.1506.

### **AMENDMENTS**

#### **In the Claims**

Please cancel Claims 20, 29 and 30 without prejudice to file same in a continuation, a divisional, a continuation-in-part, and/or a co-pending application(s). Please amend the remaining claims as indicated below.

Applicants respectfully submit that no amendments have been made to the pending claims for the purpose of overcoming any prior art rejections that may restrict the literal scope of the claims or equivalents thereof.